

HOUSE BILL 1270

By Hurley

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 13, Part 5, relative to the testing of certain persons arrested for sexual offenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-13-521, is amended by deleting subsection (a) and substituting instead the following:

(a) When a person is initially arrested for violating § 39-13-502, § 39-13-503, § 39-13-506, or § 39-13-522, that person shall undergo human immunodeficiency virus (HIV) testing immediately, or not later than forty-eight (48) hours after the presentment of the information or indictment, with or without the request of the victim. A licensed medical laboratory shall perform the test at the expense of the person arrested. The person arrested shall obtain a confirmatory test when necessary and shall be referred to appropriate counseling.

SECTION 2. Tennessee Code Annotated, Section 39-13-521, is amended by deleting from subdivision (b)(2) the language "The result of the" and substituting instead the language "The result of any".

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.